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MINUTES OF MEETINGS affecting
Hamilton Board of Control
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I N D E X

OF MINUTES OF MEETINGS

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EXTRACT OF THE MINUTES OF A MEETING OF

CITY COUNCIL

HELD ON JANUARY 14, 1975

NOTICES OF MOTION

Subsection (d) of the following Notice of Motion of Alderman D. Gray referred to the Legislation, Fire and Licence Committee. - CARRIED, UNANIMOUS VOTE.

Moved by Alderman D. Gray
Seconded by Controller R. M. Morrow

Resolved: (a) That the Council of The Corporation of the City of Hamilton be restructured as follows:

One Mayor, to be elected at large, and 16 Aldermen, to be elected by Wards. The newly structured Council to be elected at the next Municipal Election and to take office as of January 1, 1977.

(b) That the Legislation, Fire and Licence Committee study and report back on further changes concerning responsibility and jurisdiction to allow the new Council to expeditiously carry on the business of the Corporation under the new structure.

(c) That the Provincial Government be requested to make the necessary changes in provincial legislation in regard to the above.

(d) That the Provincial Government be requested to provide legislation to enable any person elected to public office to obtain a leave of absence for the duration of his or her term of office. -

Yeas: Controller Morrow; Aldermen Carson, McCulloch, Ford, Gray, Scandlan. - 6.

Nays: Mayor Copps; Controllers Agro, Bethune, Campbell; Aldermen Swanborough, Cupido, Valeriano, Lawrence, Wheeler, Lombardo, Stout, Stowe, Merling, Edge, MacDonald. - 15. LOST.

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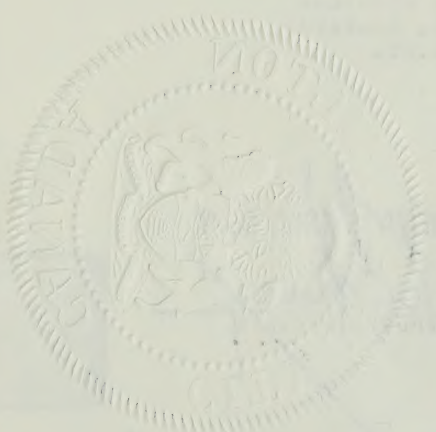

EXTRACT OF THE MINUTES OF A MEETING OF

CITY COUNCIL

HELD ON JUNE 1, 1977

NOTICE OF MOTION

Moved by Alderman Don Gray
Seconded by Alderman Brian Hinkley

Resolved: 1. (a) that this Council adopt a new Council structure not having a Board of Control;

(b) that the necessary procedural and legislative work be completed to ensure that the new Council structure shall come into effect for the next general Civic Election;

2. (a) that the business of the Standing Committees incorporate those functions and matters presently being dealt with by the Board of Control which can properly become business of those Standing Committees.

(b) that an Executive Committee be established to deal with those matters and functions of the Board of Control not included in Section 2(a);

(c) that Executive Committee recommendations shall have the same strength as any other Standing Committee recommendation inasmuch as the Council may alter or amend such recommendation by a majority vote of Council. -

Yeas: Aldermen Drage, Carson, Ford, Hinkley, Gray, Ritchie, Merling, McMeekin. - 8.

Nays: Mayor MacDonald; Controllers Morrow, Bethune, Stout, Valeriano; Aldermen Fisher, Lawrence, Wheeler, Lombardo, Stowe, Edge, MacDonald. - 12. LOST.

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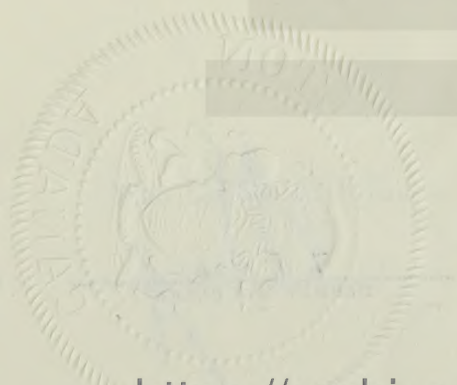

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EXTRACT OF THE MINUTES OF A MEETING OF
CITY COUNCIL HELD ON
JULY 25, 1978

Moved by Alderman Donald Gray
Seconded by Alderman Brian Hinkley

Resolved: that the Provincial Government be petitioned to make the necessary legislative amendments to abolish the Board of Control of the City of Hamilton in time to be effective for this year's Municipal Election. -

Yeas: Controller Morrow; Alderman Carson, McCulloch, Fisher, Ford, Hinkley, Gray, Wheeler, Ritchie, Merling, McMeakin, Edge. - 12.

Nays: Mayor MacDonald; Controllers Bethune, Stout, Valeriano; Alderman Drage, Lawrence, Lombardo, Stows, MacDonald. - 9. CARRIED.

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EXTRACT OF THE MINUTES OF A MEETING OF

CITY COUNCIL

HELD ON SEPTEMBER 12, 1978

Moved by Alderman D. Gray
Seconded by Alderman R. Wheeler

Resolved: that the draft by-law, Bill No. 258, entitled "Varying the Composition of the Council of the City of Hamilton" be adopted by Council and, further, that the City Solicitor be directed to press upon the Ontario Municipal Board, and the Minister, the urgency created by time limitations. -

Yeas: Aldermen Carson, McCulloch, Fisher, Ford, Hinkley, Gray, Wheeler, Ritchie, Merling, Edge. - 10.

Nays: Mayor MacDonald; Controllers Morrow, Bethune, Stout, Valeriano; Aldermen Drage, Lawrence, Lombardo, Stowe, McKeekin. - 10. LOST.

Moved by Alderman D. Gray
Seconded by Alderman R. Wheeler

Resolved: that an approach be made to the Minister of Government Services to have the legislature deal with the request of The Corporation of the City of Hamilton for the abolition of the Board of Control at the special meeting of the legislature being convened to deal with the Toronto Transit Commission. -

Yeas: Aldermen Carson, Fisher, Ford, Hinkley, Gray, Wheeler, Ritchie, Merling, McKeekin. - 9.

Nays: Mayor MacDonald; Controllers Morrow, Bethune, Stout, Valeriano; Aldermen Drage, McCulloch, Lombardo, Stowe, Edge. - 10. LOST.

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Tuesday, February 6, 1979
2:00 o'clock p.m.
Room 219, City Hall

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The Legislation and Fire Committee met.

There were present: Alderman J. MacDonald, Chairman
Alderman D. Lawrence, Vice-Chairman
Controller P. Valeriano
Alderman E. Fisher
Alderman P. Ford
Alderman D. Gray
Alderman J. Stowe
Alderman T. McMeekin

Also present: Mr. P. Hooker, Legal Department
Mr. J. Sotos, Legal Department
Mr. L. G. Saltmarsh, Fire Chief
Mr. T. R. Stewart, Market Manager

Use of Council Chamber by Civic Employees Charities Committee

The Secretary proceeded to read a letter from Mr. John Johnston, Chairman of the Hamilton Civic Employees Charity Committee, dated February 2, 1979 requesting permission to use the Council Chambers in order to make presentations to the Civic Employees requesting them to participate in the Blood Donor Bank and the Charity Fund. In this regard Mayor John A. MacDonald, in a letter dated February 2, 1979 requested the Committee's support in permitting the Charity Committee to use the Council Chambers for this purpose.

Mr. John Johnston appeared before the Committee to explain that Room 233 would not be suitable for the presentations as it will accommodate only 30 people. He also pointed out that the Charity Committee did not want to use the auditorium at the Football Hall of Fame, as this would be disruptive, by taking employees out of the City Hall building.

Following a brief discussion the Committee agreed to recommend to City Council that the Hamilton Civic Employees Charity Committee be granted permission to use the Council Chambers on February 23, 1979, provided the chambers are not occupied by the Ontario Municipal Board or City Council.

Minutes of last meeting

The minutes of the meeting held January 16, 1979 were adopted as circulated to members of the Committee.

Draft by-law - Adult Entertainment Parlours

The Committee proceeded to discuss the draft By-law licensing adult entertainment parlours. The Secretary explained that the draft By-law was tabled by the Committee in view of the comments made at the public meeting held December 19, 1978. The Secretary also advised that a transcript of the public meeting had been mailed to the Membership.

Alderman McMeekin spoke to the Committee stating that he is concerned about more than just the "cost" and "distance" factors as stipulated in the proposed Class "A" Licence. He explained that many valid objections and legitimate concerns were raised at the public meeting, especially by lawyers, and that some of the definitions in the By-law are questionable, such as distinctions between "erotica" and "pornography". Alderman Fisher added that the entire By-law should be reviewed page by page with the legal and technical staff. Alderman Stowe stated that the restrictions on variety stores are too tight. Controller Valeriano noted that many small businesses such as variety stores are struggling financially. He also questioned whether all licence requirements for variety stores could be combined into one licence.

Following a general discussion the Committee agreed to refer the draft By-law back to the Licensing Committee with the suggestion that the By-law be reviewed with representatives of the legal department and technical staff taking into account the various statements and comments made at the public meeting on December 19, 1978 particularly as they relate to the following:-

(a) Legal and financial ramifications of the By-law

(b) Definitions within the By-law and potential lawsuits

and report back to a special meeting of the Legislation and Fire Committee with recommendations on possible changes and amendments.

The following items of concern were expressed also by the Members of the Committee for consideration by the Licensing Committee:-

(1) Regulations with respect to the Class "A" Licence are too restrictive, e.g. distance between erotic and non-erotic goods, cost of licence

(a) Variety stores being designated as "Adult entertainment parlours"

Hamilton Fire Department Retirement and Termination

As recommended by L. G. Saltmarsh in a letter dated February 1, 1979 the Committee agreed to recommend to City Council approval of the following retirement from the Hamilton Fire Department, effective February 1, 1979:-

Fire Fighter I, W. Gibb, employee No.30475

Mr. Gibb is retiring on pension after 32 years and 8 months service with the Department

As recommended by L. G. Saltmarsh in a letter dated January 29, 1979 the Committee agreed to recommend to City Council approval of the termination of Mr. Ian Deans from the Hamilton Fire Department, effective February 1, 1979. Mr. Deans has been on a leave of absence from the Department since November 24, 1967.

Course respecting relationship between Fire Department, Municipal Authorities and the Provincial Gov't

In a letter dated January 24, 1979 Chief Saltmarsh advised that the Ontario Fire College will be conducting a course for municipal officials designed to explore the relationship between the Fire Department, Municipal Authorities and the Provincial Government. This course is being offered at no cost to the Municipalities. The Committee agreed to recommend to City Council that two members of the Committee be authorized to attend the pilot course.

Fatal Accident December 19, 1978

The report containing details of the fatal accident involving Hamilton Fire Department Pumper No.9 at Sanford Avenue and Cannon Street on Monday, December 18, 1978, submitted by L. G. Saltmarsh, was received, noted and filed.

Resolutions endorsed

The Committee agreed to recommend to City Council that the following resolutions be endorsed:-

(a) City of Kitchener

That in response to Bill 105, An Act to Provide for the Licensing of Businesses by Municipalities, we would respectfully solicit the support of the Province respecting the following, namely:

1. That Bill 105 contain provisions for the municipality to charge non-resident hawkers and pedlars licence fees substantially in excess of the fee which would apply to resident hawkers and pedlars.

2. That provisions be included therein whereby the municipality has the power to prohibit any business operation. Bill 105 seems to extend the power to licence, regulate and govern a business but not to prohibit except where a licence is required and has not been obtained by the said business.

(b) Borough of North York

That representation be made to the Provincial Government regarding its current considerations of the Municipal Conflict of Interest Act, requesting that the said Act be changed to eliminate frivolous conflicts of interest by Municipal Councillors such as (1) pecuniary interest of $200 and less; (2) members of family who attend an educational institution which applies for a contract with the municipality; and (3) membership in a non-profit club or organization.

(c) City of Windsor

That the Minister of Housing, the Honourable Claud Bennett, be requested to approve an extension of the current "Downtown Revitalization Program" to include cities with a population exceeding 125,000, or a new Revitalization Program to include cities with a population exceeding 125,000 people.

(d) Federation of Canadian Municipalities and the Association of Municipalities of Ontario

"People to People Petition for Canadian Unity"

In a spirit of understanding and better to meet the on-going needs and hopes of all our peoples, we the undersigned from British Columbia to Newfoundland, invite Quebecois members of our Canadian family to remain Canadian and to continue building with us this magnificent Canada."

Resolutions - no action or tabled

The Committee agreed to take no action on the resolution from the Town of Oakville urging the Province of Ontario to enact legislation to prohibit the engaging of topless waitresses and the distribution of pornography. Alderman McMeekin stated that similar legislation is already before the Legislation and Fire Committee in the form of the draft Adult Entertainment Parlour By-law.

A resolution from the Town of Lincoln petitioning the Provincial Government to amend the Municipal Act to allow municipalities to charge interest at the rate of 1.1/2 per cent per month on overdue taxes was referred to the Board of Control for consideration and recommendation.

A resolution from the Regional Municipality of Durham dealing with the discontinuation of Federal moneys for the providing of major sewer and water facilities was tabled in order to give the Secretary an opportunity to secure the comments of the Director of Community Development inasmuch as the preamble of the resolution makes reference to the Neighbourhood Improvement Programme and the Municipal Incentive Grant Programme. The Committee agreed to invite the Director, and the Chairman of the Planning and Development Committee to the next regular meeting to answer any questions the Committee may have in this matter.

Realignment of Ward boundaries and discussion of other municipal structures

With respect to the realignment of Ward boundaries, Alderman Gray spoke to the Committee stating that the Regional Assessment Department must be notified of Ward boundary changes before the end of March 1980. He recommended that the Legislation and Fire Committee agree on a general approach in this matter. He felt that the Committee should study such matters as a single-alderman ward system, abolition of the Board of Control, districts instead of wards, the position City Council took on the Regional Review Report, ward systems and other municipal structures. Alderman Wheeler concurred, stating that the Committee should examine municipal structures in detail and look at alternatives in order to arrive at a complete picture. Following a general discussion the Committee agreed to strike a sub-committee composed of Controller Valeriano, Alderman Gray, Alderman Wheeler and Alderman McMeekin, to study and report back on:

(a) change of ward boundaries

(b) single-alderman wards

(c) change in entire municipal structure

The Committee agreed to ask the City Clerk to work with the sub-committee in order to avoid impracticalities or unworkable situations.

Pinball machine study

The Committee proceeded to consider a report from Alderman Brian Hinkley dated January 4, 1979 dealing with the status of the Pinball Study conducted recently by a special sub-committee of the Legislation and Fire Committee. The report described successive efforts to secure funds to conduct the study recommended by the sub-committee. To date, this matter has not been satisfactorily resolved. Alderman Fisher stated that he could not see any worthwhile benefit in pursuing this matter and suggested that no further action be taken. Following a general discussion, the Secretary was directed to write to Alderman Hinkley thanking him for his comprehensive report and advising that the Committee is in a quandary as to what direction to take in this matter, as it would appear that all possible steps have been taken and explored to secure funds for the study. The Secretary was also directed to advise Alderman Hinkley that the Committee will be pleased to consider any specific issues he may have as a result of his experience in this matter.

Residential and short-term care facilities

In a letter dated January 23, 1979, Alderman Ted McMeekin described the outcome of the recommendations of the Residential Care Facilities Committee which were submitted to the Planning and Development Committee. On the recommendation of Alderman McMeekin, the Committee agreed to recommend to the Hamilton Licensing Committee that all licence applications for Residential Care Facilities and Short-term Care Facilities be routinely referred to the Social Services Commissioner for his comments and recommendations. Alderman McMeekin added that there is a distinction

between lodging houses, residential care facilities and short-term care facilities. He explained that residential care facilities handle the people with emotional problems and that short-term care facilities deal with groups requiring the use of facilities for only a few days and where the need for integration into the community is not so pressing.

Annual Conference of Federation of Canadian Municipalities

In a memorandum from the Federation of Canadian Municipalities dated December 20, 1978, it was pointed out that the final date for submitting resolutions to be considered at the 1979 Annual Conference is March 1, 1979.

Veterans' Assoc'n City Coat of Arms

With respect to the request of the United Council of Veterans' Associations to use the City's Coat of Arms on a long-service medal to be struck and issued by them, the Secretary reported that he spoke on this matter to the City Clerk, who feels that he can see no harm in permitting this organization to use the City Coat of Arms, provided the seal is used in good taste and is not detrimental to the Corporation. The Committee decided to approve the request.

Royal Scottish Country Dance Soc. City Coat of Arms

The Committee also approved the request of the Royal Scottish Country Dance Society to use the City's Coat of Arms on their Annual Ball Programme on the occasion of their 25th Anniversary.

Petition for free rides for Senior Citizens

In a letter dated January 29, 1979, Mr. Donald Eperson requested permission to set up a table at the Information Desk on the first floor of the City Hall for the purpose of gathering names on a petition asking for free rides on the Hamilton Street Railway for senior citizens. The Committee agreed that the proposed petition should be gathered on neutral ground, such as shopping centres, and the Senior Citizens Centre at the Y.W.C.A. The Committee felt that the gathering of names on a petition in City Hall could be construed by the general public as having City support, and directed the Secretary to advise Mr. Eperson that the Committee has denied his request.

Use of Council Chamber by Social Planning and Research Council

In a letter dated January 29, 1979 the Social Planning and Research Council of Hamilton and District requested permission to use the Council Chambers for their 1979 Annual Meeting. For the information of the members of the Committee the Secretary reported that the United Nations Association, the Women's Inter-church Council, and the Ontario Municipal Board are the only organizations permitted to use the Council Chambers at the present time. Alderman Wheeler pointed out that the City must maintain the dignity of the Council Chamber and restrict its use by outside organizations. Following a general discussion, the Committee decided to deny the request. The Chairman questioned whether a standing policy should be established for the use of the Council Chambers. The Committee agreed with the suggestion of Alderman McMeekin that each request should be considered individually and on its own merit. He pointed out that there may be many worth-while groups that should be allowed to use the Council Chambers.

Reviewing Stand for Scout/Guide Parade

As requested in a letter dated January 15, 1979 the Committed agreed to recommend to City Council that the Property Superintendent be authorized and directed to erect and dismantle the Reviewing Stand in front of the City Hall for the Annual Scout/Guide Parade to be held Saturday May 26, 1979.

Postponement of discussion on draft By-law re smoke detectors

In a letter dated January 29, 1979 Mr. John L. Jaskula, who is acting on behalf of the Hamilton Apartment Owners Association respecting the draft By-law on smoke detectors, requested that this matter be put over until the first meeting in April 1979, as the Secretary-Treasurer will be in hospital undergoing surgery. The Committee approved Mr. Jaskula's request.

Civic Awards

The Committee approved the requests from Sherwood Lanes and Mohawk College for Civic Awards in recognition of Provincial Championships.

Change of time for meetings

Alderman Wheeler suggested the Committee consider the possibility of changing the time of the meetings of the Legislation and Fire Committee, as he is unable to attend exactly at 2:00 o'clock p.m. Alderman Ford pointed out that the Committee cannot meet any later on a Tuesday because of Regional Council meetings. Following a brief discussion Alderman Wheeler withdrew his request.

Central Market Report

The Committee proceeded to consider the Annual Report of the Hamilton Central Market, disclosing the annual gross revenue derived from the Market for the years 1971 to 1978 inclusive. The Report also shows the total cost of operation for 1978 was $68,049.06 and the gross earnings were $88,159.50, resulting in a net revenue

of $20,110.44. Of the 168 stalls available for rent during 1978 a total of 166 were rented for the full year, which is a season of nine months from April to December. Controller Valeriano questioned when the Market fees were last raised. The Secretary reported that the last fee increase was in November 1973. The Committee unanimously agreed that the Market Sub-Committee be directed to review the rates immediately with a view to increasing them.

Hamilton Fire Department Attendance of President I.A.F.F. at meetings

The Committee met privately to consider a letter from L. G. Saltmarsh, Fire Chief, dated January 19, 1979 addressed to Alderman J. MacDonald, Chairman, with respect to the practice of inviting the President of Local 288, I.A.F.F. to the meetings of the Legislation and Fire Committee, which was discontinued a few years ago. As recommended by Chief Saltmarsh, the Committee agreed that in the interest of furthering the relationship between Local 288 and the Corporation, an invitation be extended to the President of Local 288 to attend meetings of the Committee. Although an agenda will be forwarded to the President, all confidential matters dealing with discipline and salaries originating from the Chief will be excluded, and discussed in camera in keeping with Committee policy.

The meeting then adjourned.

Taken as read and approved

Jim MacDonald

ALDERMAN J. MACDONALD, CHAIRMAN

Dictated by J. D. Thompson, Secretary
Typed by B. Goddard

Wednesday, September 5th, 1979
4:00 o'clock p.m.
Room 219, City Hall

The Sub-Committee to deal with municipal structure and ward boundary re-alignment met.

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There were present:- Alderman D. Gray, Chairman
Alderman R. Wheeler
Alderman T. McMeekin
E. A. Simpson, City Clerk
J. D. Thompson, Secretary
J. J. Schatz, Supervisor of Elections

Alterations to ward boundaries

Based on the comparative number of voters and existing and projected population figures as prepared by the Planning Department, the Committee agreed to recommend revision map #2 as being most uniform and consistent across the City. This revision will considerably alter existing ward boundaries for wards 2 to 8 in the following manner:-

(a) Ward 2 is altered by adding Stinson Neighbourhood (1978 population - 4,120).

(b) Ward 3 loses Stinson, but gains Delta West, Crown Point West and part of the Industrial Area.

(c) Ward 4 loses Rosedale, but gains all the area east to Red Hill Creek

(d) Ward 5 adds all of Rosedale, but loses that area between Strathearn and Red Hill Creek.

(e) Ward 6 adds the neighbourhoods between Upper Gage and Upper Sherman

(f) Ward 7 is revised to include all the area between Upper James and Upper Sherman

(g) Ward 8 is all the area west of Upper James.

Ward 5 boundary

At the suggestion of Alderman Wheeler, the City Clerk agreed to investigate the possibility of amending Revision #2 so that the westerly boundary of Ward 5 will be Parkdale Avenue to King Street and the Red Hill Creek.

If Board is abolished, the following standing Committees of City Council will be reorganized

With respect to the municipal structure, the Committee agreed that, should the Council abolish the Board of Control, the various Committees of City Council be reorganized so that there would be the following eight standing Committees, the members of all of which would be members of the Council and that every member of Council hold no more than one Chairmanship or Vice-Chairmanship:-

(1) Finance
(2) Personnel
(3) Traffic and Engineering
(4) Legislation and Reception
(5) Planning and Development
(6) Parks and Recreation
(7) Airport and Harbour
(8) Environmental

All departments would then report through the appropriate Committees.

The present duties and responsibilities of the Board of Control would be absorbed by the above recommended standing Committees.

Chief Administration Officer

Mr. Simpson agreed to investigate the possibility of establishing a position of Chief Administrative Officer which would permit the Committees to concentrate more time on policy matters.

The meeting then adjourned.

Taken as read and approved

Donald H. Gray

ALDERMAN D. GRAY - CHAIRMAN

Dictated by J. D. Thompson, Secretary
Typed by L. McGreal

Wednesday, October 3, 1979
4:00 o'clock p.m.
Room 219, City Hall

The Sub-Committee to deal with Municipal Structure and Ward Boundary Realignment met.

There were present: Alderman D. Gray, Chairman
Controller P. Valeriano
Alderman R. Wheeler
Alderman T. McMeekin

Also present: Alderman F. Lombardo
E. A. Simpson, City Clerk
J. D. Thompson, Secretary

The minutes of the meeting held September 5, 1979 were adopted as read.

Mayor J. A. MacDonald appeared before the Committee requesting that the entire matter of municipal structure be tabled at this time until City Council has had an opportunity to deal with the question of a one-tier system in Hamilton-Wentworth. He stated that City Council has a total obligation to the electorate to move on the question of establishing a one-tier community as a result of the affirmative vote on the plebiscite at the last election. He explained that he has spoken to Mr. Wells, Minister of Intergovernmental Affairs, who has indicated that he will reconsider the entire matter of a one-tier system in Hamilton-Wentworth and submit an official response by the end of October, 1979 as to whether the Provincial Government is prepared to move towards a unitary system. He also advised that the N.D.P. caucus will be transmitting to the Government their views and position on a single tier system. The Mayor agreed that changes must be made in the present system, but that Council should wait for an official response from the Government indicating what they are prepared to do.

Mayor appeared & requested that the matter of municipal structure be tabled until he has a response from the Province regarding one-tier system. (approved)

Following a general discussion and on the recommendation of Controller Valeriano, the Committee agreed to table any recommendations it may have or develop until City Council has heard from the Province. In this regard, the Mayor agreed to undertake to secure a reply from Mr. Wells by the end of October so that he can report to City Council in private session on November 13, 1979 advising of the Province's response and what strategy is available to City Council in moving towards the establishment of a one-tier system.

However, in the event a decision is made to proceed with ward boundary realignment, the Committee agreed that it would recommend Revision #4 to City Council as prepared by the City Clerk and his staff.

Revision #4 Ward Boundary realignment

The Secretary distributed to the members a draft copy of a report on Committee reorganization for their perusal.

The meeting then adjourned.

Taken as read and approved

Donald A. Gray.

ALDERMAN D. GRAY, CHAIRMAN

Dictated by J. D. Thompson, Secretary
Typed by L. McGreal

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CITY CLERK

WORKING PAPERS

COMMITTEE REORGANIZATION

(Draft - for discussion only)

The City of Hamilton is governed by an elected Mayor, a Board of Control composed of four members in addition to the Mayor, and 16 Aldermen elected by wards.

The duties of Board of Control in Ontario are set out in Sec.206 of the Municipal Act, R.S.O. 1970, Chapter 208.

Paragraph 49 of the Rules of Order of City Council imposes several other responsibilities on the Board of Control, as set out in Appendix "A".

In practice, we find that the Board of Control assumes responsibility for initiating and recommending policy, preparing the budget, reviewing the work of Committees of Council, supervision of Department Heads, implementation and co-ordination of Municipal projects, and generally the administrative end of Municipal Government.

The Sub-Committee recommends that:-

1. the Board of Control be abolished

2. that the various committees of City Council be reorganized so that there are the following eight standing committees, the members of which would be members of the Council, and that every member of Council hold no more than one Chairmanship or Vice-Chairmanship:-

   (1) Finance
   (2) Personnel
   (3) Traffic and Engineering
   (4) Legislation and Reception
   (5) Planning and Development
   (6) Parks and Recreation
   (7) Airport and Harbour
   (8) Environmental (Flow Chart - Appendix "B")

N.B. Secretarial services to be provided by the City Clerk's Department.

The Sub-Committee believes that the Committee form of government in Hamilton is most suitable for the following reasons:-

(a) By being immediately responsible to the Council, the members of the committees will necessarily work in closer harmony with the Council.

(b) They are collectively responsible and accountable to the electorate for their conduct and the effectiveness of their policies as compared to the members of the Board, who are individually responsible.

(c) By being collectively responsible, they are more likely to be responsive to the desires of the electorate.

Duties of Standing Committees

Finance

(a) To regulate and supervise all matters connected with expenditure, revenue and investments, and recommend such measures to the Council as may be deemed necessary

(b) To have supervision and control of all books, documents, vouchers, and securities belonging to the Corporation

(c) As soon as may be, provide the necessary funds for any expenditure recommended by Council

(d) To consider and report on all matters connected with the sale or disposal of any bonds which have been or hereafter may be bought in for taxes

(e) To consider and report on the sale and purchase of land.

Personnel

(a) To see that the persons in office, and to be appointed to office, shall give and maintain the necessary security for the performance of their respective duties

(b) To direct and control all heads of departments in the execution of the duties of their offices

(c) To act as a Board of Appeal with respect to administration of rules and regulations and any other matter affecting personnel

(d) To manage and report on the Fire Department of the City

(e) To approve of the appointment, suspension or dismissal of all

employees of the Corporation on the recommendation of the Administrator and the respective Department Head, with the exception of Department Heads and Deputies, the appointment, suspension or dismissal of whom must be supervised by City Council on the recommendation of the Committee.

TRAFFIC AND ENGINEERING COMMITTEE

50. In addition to the duties prescribed by Section 48 of this By-law, or by any other by-law of the Corporation, the duties of the Traffic and Engineering Committee shall be as follows:

(1) To consider and report on all matters relating to streets, lanes, alleys and public throughfares, except such as specially pertain to other Boards or Committees.

(2) To recommend to the Council at the end of each year such works or permanent improvements under their control which they consider essential for the welfare and convenience of the citizens to be carried out during the ensuing year, together with the estimated cost of the works so recommended.

(3) To confer from time to time with any other Committee, Commission or Company having any special or statutory right in the streets, so as to provide a uniform system of opening up streets or breaking in upon the macadamized or paved portions thereof, with the least possible damage thereto.

(4) To report on the lighting of the City and on the efficiency of all street lamps or lights.

(5) To report on the application of any person or Company for the use of the City streets for any purpose.

(6) To control moving vehicles by means of signals, signs, safety islands, white lines, et

(7) To control the parking and/or stopping of vehicles by means of signs, parking meters, white lines, etc.

(8) To control pedestrians by signals, signs, medians, crossovers, safety islands, and traffic officers.

(9) Recommend the planning, design and implementation of new traffic arteries (roads, tunnels, grade separations, inclines, bridges, etc.).

(10) Recommend penalties for violations of traffic regulations by motorists, motormen, by cyclists and pedestrians.

(11) To manage and report on a program of inspection of streets, pavements, sidewalks, street furniture, crossings, public alleys, and all City-owned walls, fences and steps, except sewers, and to carry out all the necessary cleaning and minor repairs of all such walks including the flushing and oiling of streets.

(12) To manage and report on:

(a) All matters relating to the collection and disposal of garbage.

(b) Tree planting, tree trimming and the removal of trees upon the highways, and upon private property where branches of trees extend over the highway.

(c) The control of weeds as regulated under the Weed Control Act.

(d) All matters relating to the collection of night-soil.

(e) A program of snow removal and sanding operations pursuant to the provisions of Streets By-law No.9329 and the levelling and sanding of sidewalks and crosswalks which are in a condition of non-repair by reason of snow and ice.

(f) The operation of the district yards throughout the City.

(13) Manage a program of bus shelter placement throughout the City.

(14) To study routes related to heavy trucks in operation in the City of Hamilton.

(15) Recommend to Council for approval of all bus routes and bus stop locations.

(16) Plan and recommend transportation requirements for the City of Hamilton.

LEGISLATION AND RECEPTION COMMITTEE

51. In addition to the duties prescribed by Section 48 of this By-law or any other by-law of the Corporation, the duties of the Legislation and Reception Committee shall be:

(1) To consider and report on all matters for which it may be necessary for the Corporation to seek legislation, except such matters as directly pertain to other Committees.

(2) To consider and revise all by-laws and agreements referred to the Committee by the Council. The Council, by a majority of the members present, may refer any by-law or agreement introduced by any committee or member of Council, to the Legislation and Reception Committee for consideration and revision.

(3) To attend to all matters in connection with receptions and entertainment of a public character under the direction of Council.

(4) To consider and report on such other questions as may from time to time be referred to the Committee by the Council.

(5) To consider all applications for convention grants.

(6) To manage and report on all matters relating to the public market and the cleaning of the market, the levying and the collection of the market fees and the rental of the market stalls.

(7) Consider and report on all requests for tax reductions and adjustments.

PLANNING AND DEVELOPMENT COMMITTEE

52. In addition to the duties prescribed by Section 48 of this By-law or any other by-law of the Corporation, the duties of the Planning and Development Committee shall be:

(1) To report to the Council from time to time as often as interest of the City may require, all matters which by The Planning Act, are vested in Council.

(2) To co-ordinate all aspects of redevelopment, improvement and rehabilitation in the City aimed at improving the physical, social and economic conditions of the community environment for the general benefit of all citizens.

(3) To manage and report on all zoning matters connected with the Harbour.

(4) To manage and report on all matters relating to the Downtown Redevelopment Program.

(5) To manage and report on all matters relating to the operation of the Landlord and Tenant Bureau.

(6) To manage and report on the Building Department of the City of Hamilton.

(7) To report on all matters connected with the operation of the Hamilton Housing Company Limited.

(8) To manage and report on the Department of Community Development and the Property Standards By-law.

PARKS AND RECREATION COMMITTEE

53. In addition to the duties prescribed by Section 48 of this By-law or any other by-law of the Corporation, the duties of the Parks and Recreation Committee shall be:

(1) To manage and report of all matters relating to:

(a) The operation of parks owned by the City of Hamilton.

(b) The Recreation Department and all matters relating to recreational programs operated by the City of Hamilton.

(c) Municipal Cemeteries.

(d) Beautification Award Program.

(e) The acquisition, preservation, development and operation of historically significant sites and structures.

(f) The Property and Maintenance Department and all buildings and property connected therewith.

AIRPORT AND HARBOUR COMMITTEE

(1) to manage and report on all matters relating to the Airport

(2) to act as a liaison between the Hamilton Harbour Commissioners and City Council

ENVIRONMENTAL COMMITTEE

54. In addition to the duties prescribed by Section 48 of this By-law, or by any other by-law of the Corporation, the duties of the Environmental Committee shall be:

(1) To act as an intermediary between the Provincial and Federal Government Departments on pollution control and the public, and to disseminate information to the public regarding pollution control, and generally to assist in the fight against pollution in the Metropolitan Hamilton area.

APPENDIX "A"

BOARD OF CONTROL

49. It shall be the duty of the Board of Control, subject to the approval of the majority of the Council, except where otherwise provided:

(a) To regulate and supervise all matters connected with expenditure, revenue and investments, and recommend such measures to the Council as may be deemed necessary.

(b) To have supervision and control of all books, documents, vouchers and securities belonging to the Corporation.

(c) To see that persons in office, and to be appointed to office, shall give and maintain the necessary security for the performance of their respective duties.

(d) Except where herein otherwise provided to carry out the orders of the Council and the recommendations of the Board and Committees, adopted by the Council, and for that purpose to direct and control all heads of departments in the execution of the duties of their offices.

(e) The Board shall, as soon as may be, provide the necessary funds for any expenditure recommended by two-thirds of the members of the Council present and voting, and the yeas and nays on such voting shall be recorded and forwarded to the Chairman of the Board.

(f) The members of the Board shall meet as often as may be necessary to properly perform the duties assigned to them, and shall hold regular meetings in time to allow the presentation to the Council by the Board of all reports of the Committees transmitted to the Board three days previous to the meeting of the Council.

(g) The Board shall appoint one of their number as Vice-Chairman, who shall act as Chairman in the absence of the Mayor, who shall notify him of his intention to be temporarily absent from his duties.

(h) Reports of the Board of Control for the consideration of the Council shall be transmitted to the members of the Council on the day, not being Sunday, previous to the meeting of the Council.

(i) To consider and report on all matters connected with the sale or disposal of any lands which have been or hereafter may be bought in for taxes.

Tuesday, December 11, 1979
5:30 o'clock p.m.
Cafeteria, City Hall

The Municipal Structure & Ward Boundary Realignment Sub-Committee met.

There were present:- Alderman D. Gray, Chairman
Controller P. O. Valeriano
Alderman R. Wheeler
Alderman T. McMeekin
Mr. E. A. Simpson, City Clerk

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CITY CLERK

The following alternatives to the present municipal structure were considered:-

(a) Municipal Structure:-

- present set-up
- one Alderman wards vs. two Aldermen wards
- Board of Control + 12 Aldermen + Mayor - 17-man Council
- 16 Aldermen + Mayor - 17-man Council
- other

(b) Alternative Systems:-

- Executive Committee
- Strong Committee system
- Chief Administration Officer

(c) Ward Boundaries:-

- no change
- Clerk's recommendation

Following a discussion on the pros and cons of the different systems, the Committee agreed to submit the following recommendations to the Legislation and Fire Committee for approval:-

1. That the Board of Control be abolished commencing December 1, 1980.

2. That the Council-Strong Committee-C.A.O. System of Management be adopted to replace the present Council-Board of Control-Committee System.

3. That City Council be composed of 16 Aldermen (two-Aldermen wards) and one Mayor.

4. That the present Committee system of Council be reorganized, the Committee members of which would be members of Council. This reorganization will include the transfer of the current duties and responsibilities of the Board of Control to the appropriate Committees, as per attached working papers.

5. That the Ward boundaries of the City of Hamilton be realigned in accordance with the attached plan and description.

6. That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of the abolition of the Board of Control and realignment of ward boundaries.

The Committee also considered, in general terms, the following Committee system which it feels should be considered and modified, if necessary and/or desired, if the Standing Committee and City Council approves the new Council structure being recommended:-

1. Finance.
2. Personnel
3. Traffic and Engineering
4. Legislation and Reception
5. Planning and Development
6. Parks and Recreation
7. Airport and Harbour
8. Environmental

The terms of reference for the C.A.O. are envisaged to be generally the following with possible clarification and/or modification:-

1. There is hereby established the office of Chief Administration Officer of The Corporation of the City of Hamilton (herinafter to be called the "Administrator").

2. The "Administrator" shall be the Chief Administration Officer of the Corporation who shall be responsible to the Council.

3. The duties and responsibilities of the "Administrator" to be as follows:-

   (i) to administer the business affairs of the City in accordance with the policies and plans approved and established by the Council.

   (ii) to implement, in conjunction with the Department Head involved, the decisions and policies of the Council.

   (iii) to advise and assist the Council, and the appropriate Committees of Council, in the carrying out of their respective duties and responsibilities.

   (iv) to assist, in conjunction with the City Treasurer, the various Department Heads and Committees, on the preparation of their respective estimates for presentation to the Finance Committee and Council.

   (v) to maintain appropriate checks on approved programmes and to take such action, together with the appropriate Department Head, for their implementation and to report to the appropriate Committee of the Council.

   (vi) to meet bi-weekly, or as often as is deemed necessary, with all Department Heads to review the activities and operations of the Departments.

   (vii) to co-ordinate the activities of all Departments of the Corporation, including officers and employees.

   (viii) to review the municipal organization and department structure regularly and recommend to the Council any changes that would improve the effectiveness or efficiency of the Municipality.

(ix) to recommend to the Personnel Committee the appointment, suspension, or dismissal of Department Heads.

(x) to recommend, in conjunction with the Director of Personnel, and the Department Heads involved, appointments and employment and suspensions or dismissals to the Personnel Committee of Council of employees not covered by Collective Bargaining Agreements.

(xi) to recommend, in conjunction with the Director of Personnel, and the Department Head involved, to the Personnel Committee of the Council, the appointment and employment of all other employees of the Corporation in accordance with the procedures laid down in Collective Bargaining Agreements, and to recommend suspension or dismissal for cause subsequent to which the grievance procedure laid down in the Collective Bargaining Agreements apply.

(xii) to carry out all collective bargaining with the various Civic Unions and Associations and recommend agreements for approval to the Personnel Committee and Council.

(xiii) to authorize the purchase of goods, supplies and services, the cost of which do not exceed $5,000.00, and to submit the accounts for same for payment to the Finance Committee.

(xiv) to attend all meetings of Council and those of Committees deemed necessary.

(xv) such other duties and responsibilities as the Council may from time to time assign.

The meeting then adjourned.

Taken as read and approved,

Donald B. Gray

D. GRAY, CHAIRMAN

J. D. Thompson, Secretary,
Typed by C. Gulley.

E. A. SIMPSON
CITY CLERK

K. E. AVERY
DEPUTY CITY CLERK

CITY HALL
HAMILTON, ONTARIO
L8N 3T4

TEL 527-0241

THE CORPORATION OF THE CITY OF HAMILTON

OFFICE OF THE CITY CLERK

December 13, 1979

TO THE MEMBERS OF THE LEGISLATION AND FIRE COMMITTEE

Dear Sir/Madam:

I am attaching herewith for your perusal the report of the Municipal Structure and Ward Boundary Re-alignment Sub-Committee.

This report relates to Item 4 on the Agenda for our December 18th, 1979 meeting.

Yours truly,

J. D. Thompson, Secretary
Legisaltion and Fire
Committee

JDT/lm

Attch.

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CITY CLERK

RECEIVED
APR 10 1980
LEGAL DEPARTMENT
THE CORPORATION OF
THE CITY OF HAMILTON

REPORT

MUNICIPAL STRUCTURE AND WARD BOUNDARY REALIGNMENT SUB-COMMITTEE

RECOMMENDATIONS:

1. That the Board of Control be abolished commencing December 1, 1980.

2. That the Council-Strong Committee-C.A.O. System of Management be adopted to replace the present Council-Board of Control-Committee system.

3. That City Council be composed of 16 Aldermen (two-alderman wards) and one Mayor.

4. That the present Committee system of Council be reorganized, the Committee members of which would be members of Council. This reorganization will include the transfer of the current duties and responsibilities of the Board of Control to the appropriate Committees.

5. That the Ward boundaries of the City of Hamilton be realigned in accordance with the attached plan and description.

6. That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of the abolition of the Board of Control and realignment of ward boundaries.

For the information of the Members of the Legislation and Fire Committee, the following are the alternatives to the present system that were considered:-

(a) Municipal Structure:

-present set-up

-one Alderman wards vs. two-aldermen wards

-Board of Control + 12 Aldermen + Mayor - 17-man Council

-16 Aldermen + Mayor - 17-man Council

-other

(b) Alternative Systems:

-Executive Committee

-Strong Committee system

-Chief Administration Officer

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CITY CLERK

(c) Ward Boundaries:

-no change

-Clerk's recommendation

...2

For your information the Sub-Committee also considered, in general terms, the following Committee system which it feels should be considered and modified, if necessary and/or desired following approval of the new Council structure.

(1) Finance

(2) Personnel

(3) Traffic and Engineering

(4) Legislation and Reception

(5) Planning and Development

(6) Parks and Recreation

(7) Airport and Harbour

(8) Environmental

The terms of reference for the C.A.O. are envisaged to be generally the following with possible clarification and/or modification:

(1) There is hereby established the office of Chief Administration Officer of The Corporation of the City of Hamilton (hereinafter to be called the "Administrator").

(2) The "Administrator" shall be the Chief Administration Officer of the Corporation who shall be responsible to the Council.

(3) The duties and responsibilities of the "Administrator" to be as follows:

(i) to administer the business affairs of the City in accordance with the policies and plans approved and established by the Council.

(ii) to implement, in conjunction with the Department Head involved, the decisions and policies of the Council.

(iii) to advise and assist the Council, and the appropriate Committees of Council, in the carrying out of their respective duties and responsibilities.

(iv) to assist, in conjunction with the City Treasurer, the various Department Heads and Committees, on the preparation of their respective estimates for presentation to the Finance Committee and Council.

(v) to maintain appropriate checks on approved programmes and to take such action, together with the appropriate Department Head, for their implementation and to report to the appropriate Committee of the Council.

(vi) to meet bi-weekly, or as often as is deemed necessary, with all Department Heads to review the activities and operations of the Departments.

...3

(vii) to co-ordinate the activities of all Departments of the Corporation, including officers and Employees.

(viii) to review the municipal organization and department structure regularly and recommend to the Council any changes that would improve the effectiveness or efficiency of the Municipality.

(ix) to recommend to the Personnel Committee the appointment, suspension, or dismissal of Department Heads.

(x) to recommend, in conjunction with the Director of Personnel, and the Department Heads involved, appointments and employment and suspensions or dismissals to the Personnel Committee of Council of employees not covered by Collective Bargaining Agreements.

(xi) to recommend, in conjunction with the Director of Personnel, and the Department Head involved, to the Personnel Committee of the Council, the appointment and employment of all other employees of the Corporation in accordance with the procedures laid down in Collective Bargaining Agreements, and to recommend suspension or dismissal for cause subsequent to which the grievance procedure laid down in the Collective Bargaining Agreements apply.

(xii) to carry out all collective bargaining with the various Civic Unions and Associations and recommend agreements for approval to the Personnel Committee and Council.

(xiii) to authorize the purchase of goods, supplies and services, the cost of which do not exceed $5,000.00, and to submit the accounts for same for payment to the Finance Committee.

(xiv) to attend all meetings of Council and those of Committees deemed necessary.

(xv) such other duties and responsibilities as the Council may from time to time assign.

Respectfully submitted,

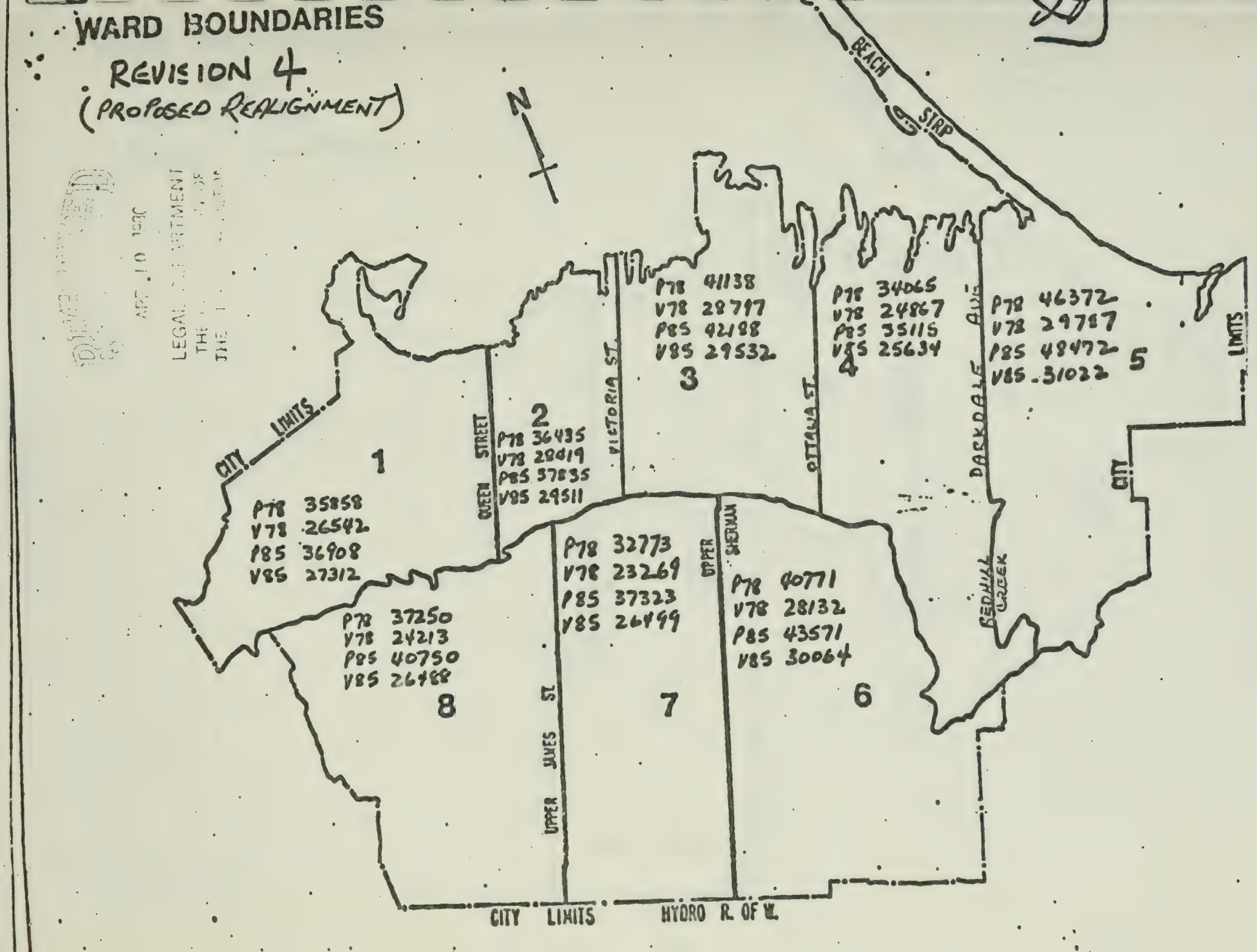
Donald B Gray

ALDERMAN DON GRAY
CHAIRMAN

J. D. Thompson, Secretary
December 13th, 1979

/lm

WARD BOUNDARIES
REVISION 4
(PROPOSED REALIGNMENT)



WARD BOUNDARIES
AS OF
JAN. 1st. 1971
(PRESENT BOUNDARIES)

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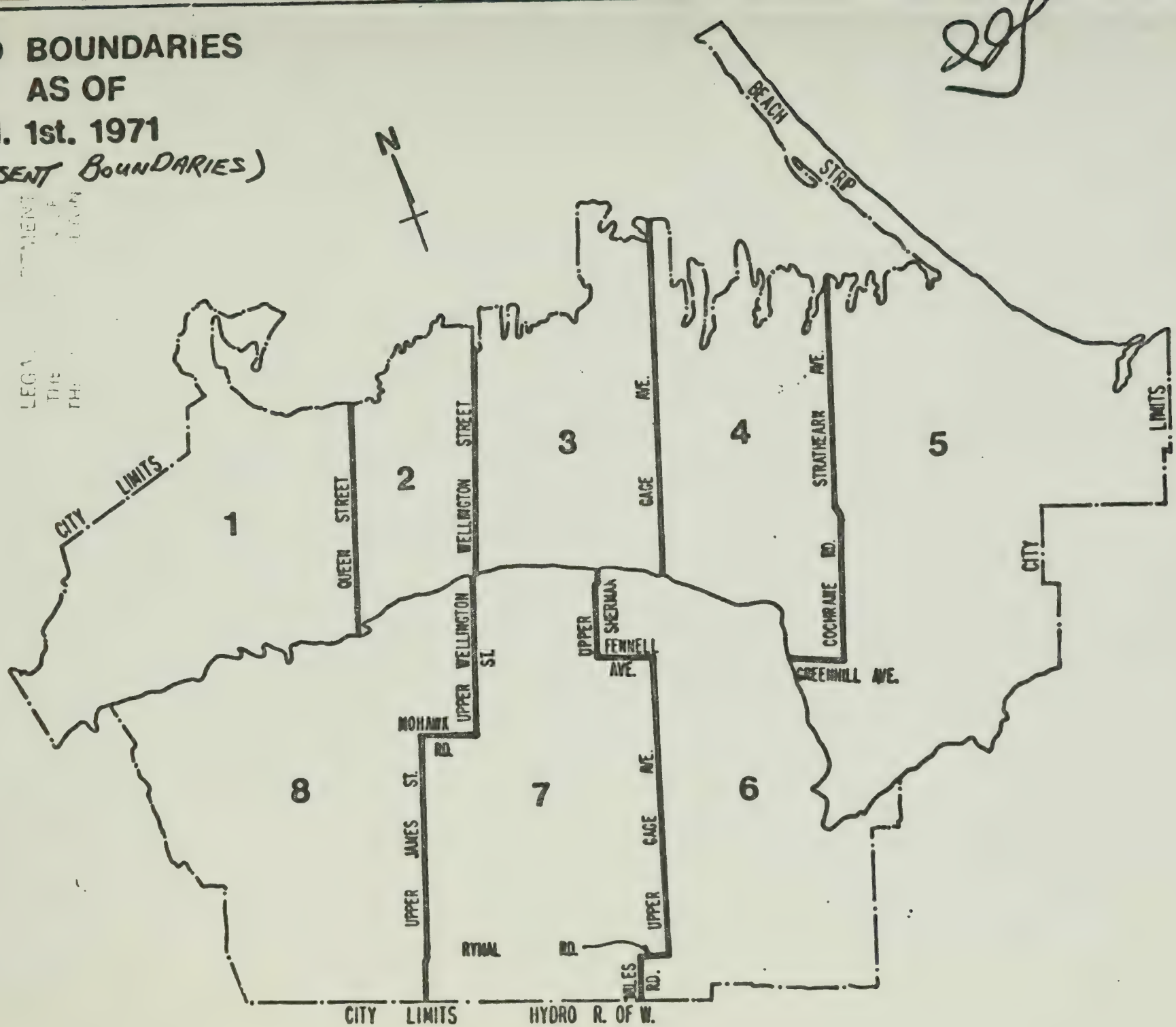
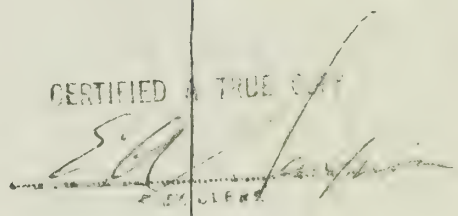
LEGAL DEPT.
THE CITY OF HAMILTON



Tuesday, January 15, 1980
2:00 o'clock p.m.
Room 219, City Hall

The Legislation and Fire Committee met.

There were present: Alderman J. MacDonald, Chairman
Controller P. Valeriano
Alderman E. Fisher
Alderman P. Ford
Alderman D. Gray
Alderman R. Wheeler
Alderman J. Stowe
Alderman T. McMeekin
Alderman P. Drage



Also present: L. G. Saltmarsh, Fire Chief
A. Grieve, Deputy Fire Chief
J. Hargrove, President, Local 288, I.A.F.F.
P. Hooker, Legal Department
J. D. Thompson, Secretary

Ukrainian Canadian Committee - flying of flag at City Hall.

Representatives of the Ukrainian Canadian Committee, Hamilton Branch, appeared before the Committee to discuss the policy recently adopted by City Council limiting flags to be flown at the City Hall. Mrs. Stephanie Perozak, spokeswoman, stated that City Council has taken a regressive step in not allowing ethnic groups to fly their national flags, particularily in these times when freedom is so important to all countries.

Alderman McMeekin felt that the present policy is too rigid and insensitive to the cultural contributions of various ethnic groups throughout the City.

Alderman Gray stated that it is grossly unfair to penalize all ethnic groups within the City and that each application to fly a national flag should be considered separately and on its own merit. Following a general discussion, the Committee agreed to recommend to the Board of Control that the flag policy adopted by City Council July, 1978 be rescinded and that the Ukrainian Canadian Committee, Hamilton Branch, be authorized to fly the free Ukrainian flag on Independence Day, January 22, 1980. Adavnce approval of this recommendation will also be requested inasmuch as the Ukrainian Independence Day will take place prior to the next regular meeting of City Council.

Agreed that the flag policy adopted by Council July 1978 be rescinded
-permission be granted to Ukrainian Can. Com to fly flag

The Committee will also be recommending to City Council that all ethnic groups in the City must apply to the Legislation and Fire Committee each year for permission to fly their national flag and that each application will be considered separately.

Adoption of minutes

The minutes of the meetings held October 23 and November 20, 1979 were adopted as circulated to the members.

Fire Department promotions:

As recommended by Chief Saltmarsh, the Committee agreed to submit the following promotions to City Council:

(a) Approval of the following promotion effective November 29, 1979:

Firefighter C. Speight to Lieutenant -C. Speight

This promotion is in accordance with the Working Agreement between Local 288, I.A.F.F. and the Corporation of the City of Hamilton and will fill an existing vacancy within the Department.

(b) Approval of the following promotions effective January 1st, 1980:

Lieutenant J. Redding to Captain -J. Redding
Captain R. Maycock to District Chief -R. Maycock

These promotions are in accordance with the Working Agreement between Local 288, I.A.F.F. and the Corporation of the City of Hamilton and will fill existing vacancies within the Department.

Retirement from the Hamilton Fire Department:
W. C. Hitchin

(c) Approval of the following retirement from the Hamilton Fire Department effective December 1, 1979:

District Chief W. C. Hitchin, Employee No. 38350

Mr. Hitchin is retiring on pension after 33 years and 9 months service with the Hamilton Fire Department.

Capt. S. Wilnonis
Lieut. B. Baker

(d) Approval of the following retirements from the Hamilton Fire Department effective January 1, 1980:

Captain S. Wilnonis, Employee No. 95275
Lieutenant B. Baker, Employee No. 04325

Mr. Wilnonis is retiring on pension after 33 years and 6 months service with the Department, and Mr. Baker is retiring after 33 years and 5 months service.

Site for new Fire Station - south-west corner of Woodland's Park (Station #6)

Recreation Dept. Development of Woodland's Park lighted regulation-size soccer field

In a letter dated December 31, 1979 Mr. A. K. German, City Architect, advised that the site for the proposed new Fire Station #6 to replace the existing Sanford Avenue Fire Station has now been established at the south-west corner of Woodland's Park. The new Station will provide accommodation for one spare Pumper and a gas-mask room with oxygen and breathing air cascades and testing and repair facilities.

The Recreation Department proposed development of Woodland's Park includes provision for a lighted regulation-size soccer field and construction, relatively close to the new Fire Station, of a field change house with park washrooms and adjacent parking. Mr. German stated that the proposed 1 million, 10 thousand dollars total appropriation for this project for construction in 1980-81 would be quite adequate. The Secretary was authorized to bring this matter to the attention of the Capital Budget Committee.

Drug & Alcohol Policy for Fire Dept.

In a letter dated December 17, 1979 dealing with the Drug and Alcohol Policy for the Hamilton Fire Department, the Executives of Local 288, I.A.F.F. requests that the following clause which appears on Page 2 be changed from:-

(a) Should be placed back in his last active rank; to:

(a) Shall be placed back in his last active rank.

Mr. Hargrove, President, Local 288, spoke to the Committee explaining that a member of the Fire Department who realizes he has an alcohol or drug problem and decides to participate in the programme will have more incentive to be successful, if he realizes that he will be placed in his last active rank.

It was pointed out to the Committee that this programme was officially implemented by the Board of Control October 1, 1979 at which time the Board asked the Fire Chief to submit a report on the results and effectiveness of the programme after a six-month period. With this in mind, the Committee agreed to table the executives' request until April 1, 1980 at which time it will be reviewed when an overall programme is being assessed.

The Committee agreed to recommend to City Council that the following resolutions be endorsed:

City of Windsor Resolution, Re: Reconsider decision to discontinue the printing of complete & comprehensive descriptions on Assessment Rolls.

(a) City of Windsor

"WHEREAS the Minister of Revenue has decided to discontinue the use of complete and comprehensive property descriptions and in due course will also eliminate the depth of properties from the assessment rolls which are prepared by the Regional Assessment Office for distribution to municipalities annually;

AND WHEREAS the following major procedures undertaken by municipalities involving the examination of the assessment rolls require that detailed property descriptions be available.

(i) preparation of property lists used by City Departments in connection with zoning amendments, street and alley closings, Committee of Adjustment applications, improvement areas, local improvement assessments;

(ii) the calculation of local improvement assessments which are determined on the basis of property dimensions;

(iii) responding to requests received from the public including real estate offices, lawyers, building contractors, investment firms, banks, as well as all municipal departments;

(iv) establish new polling subdivision boundaries for municipal election purposes;

(v) determine ownership and property dimensions for weed cutting charges;

(vi) to ascertain the existence or otherwise of alley or street allowances;

(vii) preparation of petitions for local improvements;

(viii) preparation of petitions for street and alley closings;

AND WHEREAS the only alternative to municipalities is that they prepare mylar plans which would contain the dimensions for each property in the municipality which would have to be cross-referenced to the assessment rolls;

AND WHEREAS the preparation and updating of these plans by all municipalities would entail a considerable amount of work and, in many instances, additional staff would be required;

AND WHEREAS all information has in the past been available from the assessment roll and in the future will require an examination of both the assessment roll and the plan prepared by the municipality;

AND WHEREAS the additional cost to the municipality to gather and up-date this information does not appear to be justified when it is now available at the Regional Assessment Office, but not printed on the assessment rolls;

THEREFORE BE IT RESOLVED that the Minister of Revenue be asked to reconsider his Ministry's decision to discontinue the printing of complete and comprehensive property descriptions on the assessment rolls in view of the additional cost and inconvenience this would cause to all municipalities".

(b) City of Windsor

Resolution, City of Windsor, re: Bell Canada proposed change in rate structure.

WHEREAS Bell Canada is seeking approval for a contemplated change in its rate structure to apply Usage Sensitive Pricing under which a customer would pay for the frequency and length of each call; and

WHEREAS the implementation of such a pricing policy would penalize small businesses, and senior citizens who rely on the telephone to keep in touch with relatives and friends and who find considerable comfort from its use; and

WHEREAS Bell Canada could surely devise a method of establishing a special tariff for commercial operations which rely almost exclusively on the telephone to generate business, if in fact this is Bell's primary concern; and

WHEREAS the imposition of the proposed Usage Sensitive Pricing is an unwarranted gouging of all Bell customers regardless of circumstances;

THEREFORE BE IT RESOLVED that the Canadian Radio Television Commission be advised that this Council is adamant in its opposition to such a pricing policy".

(c) Regional Municipality of Niagara

Resolution, Reg-Mun of Niagara, Re: market value assessment & property tax reform

"WHEREAS the Province of Ontario has announced the method of implementing new equalization factors in 1980, and

WHEREAS the Province of Ontario has not indicated what action will be taken in 1981, and

WHEREAS the 1980 proposal can be viewed purely as a stop-gap measure, and

WHEREAS there is little doubt the long-term solution is the introduction of market value assessment and property tax reform,

THEREFORE, the Regional Municipality of Niagara urges the Province of Ontario to move toward the implementation of market value assessment and property tax reform for 1981."

esolution, Borough of ork, re: Transport- tion Fire & Hazardous hemical incident in ississauga - Part 9 f the Ontario Fire ode

(d) Borough of York

WHEREAS the Mississauga transportation fire and hazardous chemical incident has caused the evacuation of hundreds of thousands of citizens from their homes and has resulted in almost a complete city being temporarily denuded of people and jobs incurring losses which could run into millons of dollars; and

WHEREAS it will also precipitate a complete review of current Federal fire and transportation safety legislation; and

WHEREAS, had such incident occurred in the storage and handling of such materials, it would have caused a disaster of even larger proportions; and

WHEREAS updated handling and storage methods are embraced by the proposed Ontario Fire Code, Parts 4-5; and

WHEREAS the proposed Ontario Fire Code was gazetted last January; and

WHEREAS because of agency resistance to possible costly retrofit requirements of Part 9, no move has been made to legislate such Code and place it in the hands of the appropriate fire authorities;

THEREFORE BE IT RESOLVED that this Council urge the Ontario Government to have the Code legislated as recommended by the Ontario Fire Code Advisory Committee and provide any necessary deferment of the retrofit section Part 9 for further study".

ACTION:

The Committee agreed to recommend to City Council that no action be taken on the following resolutions:

solution, City of tchener, re: Public brary Board

(a) City of Kitchener

WHEREAS clause 5 of The Public Libraries Act, R.S.O. 1979, provides that the composition of a Library Board in a City, Town or Village of 10,000 or more population shall be composed of the Mayor ---; and

WHEREAS the legislation makes no provision that a municipal Council may appoint an alternate elected official with full voting rights;

THEREFORE BE IT RESOLVED that the Minister of Education be requested to consider an amendment to Clause 5 of The Public Libraries Act so as to provide that a municipal Council may appoint an alternate elected official to act in the place of the Mayor on a Public Library Board with full voting rights."

solution, Township Woolwich : Equalization ctors & Tax Reforms

(b) Township of Woolwich

WHEREAS the implementation of new equalization factors does not resolve the problems created by the lack of property tax reform, and, in fact, compounds the problems for many areas of the Province,

AND WHEREAS the proposed factors do not relate to population or the ability of municipalities to pay,

AND WHEREAS the proposed phasing of tax increases does not resolve the problem of the weighting of agricultural assessments for levy purposes, but only acts to slow the implementation of unfair shifts of the tax burdens,

BE IT RESOLVED that we request the Province of Ontario to rescind the equalization factors as published in June and that the Province move quickly to implement a full programme of property tax reform which takes into account the problem of the assessment of agricultural lands and their relative values.

ty of Barrie, solution, : opposition of ebec's White Paper

(c) City of Barrie

WHEREAS the Quebec Provincial Government has recently issued a White Paper on proposed Sovereignty - Association

AND WHEREAS the Premier of the Province of Ontario and other Provincial Premiers have expressed their strong opposition to this proposal

AND WHEREAS this same view point is shared by all Canadians who believe in a united Canada

(c) City of Barrie (cont'd)

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the City of Barrie supports the position taken by the Premier of the Province of Ontario in opposing Quebec's White Paper and solicits the support of all municipalities to indicate to the Province of Quebec that we believe in a united Canada within the framework of Confederation.

(d) Township of Onondaga

Township of Onondaga resolution, re: Interim storage facility for PCBs

WHEREAS it was announced that the Province of Ontario is considering the establishment of an Interim Storage Facility for PCBs at Middleport; and

WHEREAS several concerned citizens have formed a Committee known as the "Organizing Committee against PCBs" attended at Council meeting on December 17, 1979

NOW THEREFORE BE IT RESOLVED that the Council of the Corporation of the Township of Onondaga approve the following:

THAT FOLLOWING THE ANNOUNCEMENT THAT THE MIDDLEPORT TRANSFORMER SITE IS BEING CONSIDERED AS AN INTERIM STORAGE SITE FOR PCBs, THIS COUNCIL HEREBY UNANIMOUSLY SUPPORTS THE "ORGANIZING COMMITTEE", AND FURTHER THAT THIS COUNCIL IS OPPOSED TO THE STORAGE OF PCBs AT MIDDLEPORT.

Recommendations regarding Municipal Structure of City Council

With respect to the report of the Municipal Structure and Ward Boundary Re-Alignment Sub-Committee, the Committee agreed to present the following recommendations to City Council:

(a) That the Board of Control be abolished commencing December 1, 1980.

(b) That the Council-Strong Committee-C.A.O. System of Management be adopted to replace the present Council-Board of Control-Committee system.

(c) That City Council be composed of 16 Aldermen (two-Alderman wards) and one Mayor.

(d) That the present Committee system of Council be reorganized, the Committee members of which would be members of Council. This reorganization will include the transfer of the current duties and responsibilities of the Board of Control to the appropriate Committees.

(e) That no action be taken at this time to re-align the ward boundaries of the City of Hamilton.

(f) That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of the abolition of the Board of Control.

Central Market receipt

The record of receipts for the Central Market for the month of November, 1979 were received, noted and filed.

Use of City Hall facilities:

With respect to the use of City Hall facilities, the Committee agreed to submit the following recommendations to City Council for approval:-

-Court of Revisions & Advance Poll for Federal election

(a) That permission be granted for the use of the City Hall facilities to conduct Court of Revisions and the Advance Poll for the Federal election to be held on Monday, February 18, 1980.

-Annual Max Rotman Humanitarian Youth Award

(b) That permission be granted for the use of the City Hall Council Chambers to conduct the Annual Max Rotman Humanitarian Youth Award to be held on Wednesday, March 12, 1980.

Use of Fire Stations for Advance Polls in Federal Election

The Committee approved the request of Mr. J. C. Beemer, Returning Officer - Hamilton East, to use the following Fire Stations for the purpose of conducting Advance Polls in the upcoming Federal election:

Kenilworth Avenue Fire Station
Sanford Avenue Fire Station
Woodward Fire Station

Chief Saltmarsh to attend Regional Fire Co-ordinators' Seminar

As requested by Chief Saltmarsh in a letter dated January 11, 1980, the Committee agreed to recommend to the Board of Control that Chief Saltmarsh, Regional Fire Co-ordinator, be authorized to attend the Regional Fire Coordinators' Seminar to be held March 3-6, 1980 in Chatham, Ontario.

Parliamentary Assist. to the Minister of Intergovernmental Affairs advised that the controls over campaign expenditures are best decided by individual Councils

In a letter dated December 17, 1979, the Parliamentary Assistant to the Minister of Intergovernmental Affairs advised that it is still the Government's view that the present provisions of Section 121 of the Municipal Elections Act and Part XXI of the Municipal Act provides adequate control over Municipal Election campaign expenditures where such control is deemed desirable by the Council of a Municipality. The Government has held that the need for and the extent of such controls is a matter best decided by individual Councils; that uniform controls would be both inappropriate and undesirable. The communication was received, noted and filed.

At the request of Chief Saltmarsh, the Committee met privately to discuss a personnel matter in the Hamilton Fire Department. A copy of the minutes of this private meeting are available from the Secretary upon request.

The meeting then adjourned.

Taken as read and approved

Jim MacDonald

ALDERMAN J. MACDONALD
CHAIRMAN

Dictated by J. D. Thompson, Secretary

Typed by L. McGreal

Sub-joined are Items 9, 10, 11, 12, 13, & 14 of the First Report of the Legislation and Fire Committee adopted by City Council at its meeting held January 29, 1980.

*9. That the Board of Control be abolished commencing December 1, 1980.

*10. That the Council-Strong Committee-C.A.O. System of Management be adopted to replace the present Council-Board of Control-Committee system.

*11. That City Council be composed of 16 Alderman (two-Alderman wards) and one Mayor.

*12. That the present Committee system of Council be reorganized, the Committee members of which would be members of Council. This reorganization will include the transfer of the current duties and responsibilities of the Board of Control to the appropriate Committees.

13. That no action be taken at this time to re-align the ward boundaries of the City of Hamilton.

14. That the City Solicitor be authorized and directed to make application to the Ontario Municipal Board for approval of the abolition of the Board of Control.

Recorded vote on Sections 9, 10, 11, and 12 of the First Report of the Legislation and Fire Committee:

Yeas: Controller Bethune; Aldermen McCulloch, Fisher, Hinkley, Gray, Wheeler, Stowe, Ritchie, Merling, McMeekin, Edge. - 11.

Nays: Mayor MacDonald; Controllers Morrow, Agro, Valeriano; Aldermen Drage, Peterson, Ford, Lawrence, Lombardo, MacDonald. - 10. CARRIED.

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CITY CLERK

Wednesday, June 11, 1980
4:00 o'clock p.m.
Room 264, City Hall

The Sub-Committee to deal with municipal structure and ward boundary re-alignment met.

There were present: Alderman D. Gray, Chairman
Alderman R. Wheeler
Alderman T. McMeekin
E. A. Simpson, City Clerk & Acting Secretary

The Committee approved of the following submission for presentation to the Ontario Municipal Board in support of Council's decision to abolish the Board of Control:-

REASONS FOR ABOLITION OF THE BOARD OF CONTROL

In considering why the composition of City Council should be varied by eliminating the Board of Control, the Sub-Committee members, based on their experience as members of Council affirm that the Board of Control should be abolished for the following reasons:

1. (a) Having a Board of Control amounts to the election of two councils, because the Board can claim a special mandate due to the fact that it is elected at large.

   (b) A two-class system is erected within the Council because a Board of Control has certain statutory powers as well as its members being elected at large.

   (c) The two-thirds majority required to upset a decision of the Board of Control is divisive because the Board is in a privileged position. Democracy is undermined as a minority has an improportionate amount of power.

   (d) There has been and is a lack of responsiveness and harmony between the Board of Control and the Aldermen. Issues are seen differently by the Board of Control and by the Aldermen because of the difference on the basis of which they are elected. This leads to conflict, rivalry and political animosity.

2. It should be the prerogative of Council to establish any number of committees and to delegate appropriate responsibilities. This enhances Council's decision making capability, allows the committees to enjoy greater confidence in their actions, and leads to greater political cohesion in their decisions.

3. Council will have more confidence in carrying out its decisions knowing that all of its members have the same status. Two classes of decisions based on different attitudes to responsibilities, will be avoided.

4. At present, some departments report to standing committees of Council and others report to the Board of Control. This leads to inconsistencies in decisions between departments due to the different ways in which issues are seen by the Board of Control and by the committees. The difficulty is increased because a two-thirds majority is required to overturn the Board's recommendations.

5. The Board of Control becomes the forum for lobbying by special interest groups who cannot achieve success with standing committees. The Board of Control has a general mandate so that reaction by any electors in the City is considered by the Board to be a portion of the vote. Consequently, the Board of Control is subject to pressures and more likely to make decisions with the "votes consideration" being a more dominant factor than it should be. Standing committees by the very nature of their structure ensure a more logical and balanced approach to reaching decisions.

6. Campaigning for a Board of Control seat is costly and many persons who would run for the Board cannot afford to do so.

People who have the most money made available to them are in a position to be unduly influenced as Controllers.

On the contrary, because it costs substantially less for candidates to mount an Aldermanic campaign and because of the closeness to the people due to a much smaller constituency, Aldermen are in a much less susceptible position to be unduly influenced by specific individuals, or interests.

7. The Board of Control was necessary many years ago, however:-

   (a) Over the last decade the Aldermen have become much more involved timewise and have assumed greater responsibility.

   (b) The Council has established much stronger standing committees which have assumed most of the policy-making and work-load.

   (c) Regional Government has been established with much of the responsibility and work-load being transferred to the Region.

   (d) The function of financial control has been well established and very successfully so in the Council's strong standing committees and Budget Task Forces which have been in effect for the last three years.

   (e) Negotiations over the past number of years have been carried out by one elected member of Council rather than by the whole Board of Control as was once the case.

   (f) Fire Department personnel matters are dealt with by a standing committee rather than by the Board of Control.

   (g) A personnel committee of Council has been functioning for many years.

8. The Board of Control is another level of bureaucracy that has to be paid for by the taxpayers. It costs a substantial amount to maintain and operate the Board of Control annually.

9. All of the Council members would be Regional Council members thereby giving each ward directly elected regional representation.

10. As some departments are under the responsibility of a Controller, a small number of Council members or one individual Council member can manipulate a department.

11. The Board of Control system does not provide for equal representation as more than one Controller can be elected from an area, while another area has no Controller elected from that area. Earlier in this decade, the Board of Control had no elected Controllers from the easterly half of the City, above or below the escarpment.

12. There is confusion as to who is responsible for what as far as the public is concerned. There are Aldermen who are responsible only on local Council, Aldermen who are also Regional Councillors and Controllers who are on both the City and Regional Councils. Policy matters are split between standing committees and the Board at the City level and standing committees at the Regional level.

    For simplicity and accountability, the system should be streamlined by eliminating the Board of Control.

13. Many items of Board of Control agendas are now trivial items or items which should be dealt with by the administration, matters that staff could deal with directly according to policy and guidelines set down by Council. Without these items Board agendas would be minimal and the Council's strong standing committees could easily handle the balance of matters on present agendas of the Board of Control.

14. As early as 1967 the Weatherston Committee, a non-elected, non-political citizens' committee appointed by the City Council, studied the structure of our local government and with much public input recognized that the Board of Control should be abolished.

    In each term of office since then, there has been public debate and vote by the Council to abolish the Board of Control. During and after each debate feedback from constituents and other members of the public has been very predominantly and consistently in favour of abolishing the Board of Control.

meeting then adjourned.

Taken as read and approved

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E A Simpson

CITY CLERK

ALDERMAN DON GRAY, CHAIRMAN

ctated by E. A. Simpson, Acting Secretary
yped by L. McGreal

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